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Attorneys for Plaintiff Board of Trustees of the  
Southern Nevada Joint Management and Culinary and  
Bartenders Training Fund dba Culinary Academy of  
Las Vegas

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

Board of Trustees of the Southern Nevada  
Joint Management and Culinary and  
Bartenders Training Fund dba Culinary  
Academy of Las Vegas,  
Plaintiff,

v.

Christopher Fava, an individual; Jaime  
Monardes, an individual; Eclipse Theater  
LLC, a Nevada limited liability company;  
Eclipse Theater Las Vegas, Limited  
Partnership, a Delaware Limited  
Partnership; 21 Greens Inc, a Nevada  
corporation; Federal Insurance Company,  
an Indiana corporation; HKM Productions  
Inc., a Nevada corporation,

Defendants.

CASE NO.: 2:18-cv-00036-JCM-DJA

**STIPULATION AND ORDER TO EXTEND  
DEADLINE TO FILE PRETRIAL ORDER**

**[FIRST REQUEST]**

Plaintiff, the Board of Trustees of the Southern Nevada Joint Management and Culinary  
and Bartenders Training Fund dba Culinary Academy of Las Vegas (“CALV”), Defendant  
Christopher Fava (“Fava”) and Defendant Jaime Monardes (“Monardes”), hereafter collectively

1 referred to as the Parties, by and through their counsel of record, hereby stipulate and request an  
2 order extending the deadline to file the pretrial order in this case.

3 On October 25, 2019, the Parties filed motions for summary judgment regarding CALV's  
4 claims of fiduciary breach under the Employee Retirement Income Security Act of 1974. (*See*  
5 ECF Nos. 122-125.) On July 15, 2020, the Court issued an order addressing the Parties'  
6 dispositive motions. (ECF No. 172.) The controlling Scheduling Order in this case states that  
7 "[i]n the event a timely dispositive motion is filed, the deadline to submit the pretrial order shall  
8 be suspended until thirty (30) days after a decision on such motion." (ECF No. 98, filed June 18,  
9 2019). Accordingly, the deadline to file the pretrial order is currently **August 14, 2020**.

10 CALV has recently communicated to Fava and Monardes that it intends to file a Motion  
11 for Relief from Order pursuant to Federal Rule of Civil Procedure 60 ("Motion for Relief").  
12 Additionally, the Parties agree that given the large amount of documents and witnesses in this  
13 matter, and the administrative obstacles presented by the current pandemic, additional time would  
14 benefit the Parties to prepare the pretrial order.

15 The Parties have therefore agreed on the following:

16 1. The deadline to file a pretrial order will be thirty (30) days after a decision on  
17 CALV's forthcoming Motion for Relief; or

18 2. In the event CALV does not file a Motion for Relief, the deadline to file the  
19 pretrial order will be extended sixty (90) additional days, to **November 12, 2020**.

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This extension is not sought for any improper purpose of delay or to prejudice the Parties, but to allow the Parties ample to review the documents and other facts in this case in preparation of providing a satisfactory pretrial order to this Court.

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/s/ Bryce C. Loveland

/s/ Brandy Brown

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Dated: July 24, 2020.

Dated: July 24, 2020.

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Attorneys for Defendant Christopher Fava

Dated: July 24, 2020.

**ORDER**

**IT IS ORDERED** that the deadline for the Parties to file a pretrial order in this matter is extended according to the following:

1. The deadline to file a pretrial order will be thirty (30) days after a decision on CALV's forthcoming Motion for Relief; or

2. In the event CALV does not file a Motion for Relief, the deadline to file the pretrial order will be extended <sup>ninety</sup> (90) additional days, to November 12, 2020.



UNITED STATES MAGISTRATE JUDGE

**CASE NO. 2:18-cv-00036-JCM-DJA**

**DATED:** \_\_ July 27, 2020